

real debt or thing in demand, or damages assessed, exceeds the sum or value of one hundred pounds current money; and if any such action shall be brought in the general court, and it shall appear to the court that the real debt or thing in demand, or damages assessed, doth not amount to the sum or value of one hundred pounds current money, the plaintiff shall be nonsuit, and pay costs to the defendant.

C H A P.  
LXXXVII.

III. And be it enacted, That in all actions for trespass done or committed on real property only, which may hereafter be brought in the general court, judgment shall be given for the plaintiff for the damages recovered or assessed, together with costs in such action, without any regard to the sum recovered or assessed.

In actions for  
trespass judge-  
ment shall be  
given, &c.

IV. And be it enacted, That if any person commit a trespass on real property, and shall remove from the shore on which such property may lie to the other shore, or cannot be taken on the shore on which such property may lie, such trespasser may be sued in the court of any county where he or she may be found, or in the general court for the shore on which he or she may be; and if any trespass shall be committed on any real property, and the person committing the same shall remove from the county where such property may lie, or cannot be found in such county, such trespasser may be sued in any county where he or she may be found; or in the general court, at the election of the party injured.

Trespassers re-  
moving may  
be sued in any  
county, &c.

V. And be it enacted, That no suit or action which hath been or may be commenced or brought in any county court, shall, before judgment, be removed by or on behalf of the plaintiff or plaintiffs in such suit or action to the general court, unless the plaintiff could originally have commenced such suit in the general court, on penalty of such plaintiff or plaintiffs suffering a nonsuit, and paying costs to the defendant; but any defendant or defendants shall have it in his, her, or their power, at any time before issue joined, to remove any cause or suit from the county court to the general court, which could have been removed by such defendant before the passing this act.

No action shall  
be removed by  
plaintiff be-  
fore judge-  
ment, &c.

VI. And be it enacted; That any party or parties aggrieved by any judgment or determination of any county court in any civil suit or action, or any prosecution for the recovery of any penalty, fine or damages, shall have full power and right to appeal from such judgment or determination to the general court; provided, that no such appeal shall stay execution of a judgment against any defendant, unless bond and security be given as prescribed by the act for regulating writs of error, and granting appeals from and to the courts of law within this province, passed at a session of assembly begun and held at the city of Annapolis the twenty-seventh day of October, in the year seventeen hundred and thirteen.

Parties ag-  
grieved may  
appeal, &c.

VII. And be it enacted, That the justices of the several and respective county courts shall have full power and authority, unless in cases particularly directed by law to be tried in the general courts, to try, according to law, all and every person and persons who have committed or shall commit any offence or crime whatsoever, although it may subject such person or persons to the pains of death; and upon conviction of the offender or offenders, in due course of law, in the county court of the county in which the crime or offence shall be committed, give judgment according to the nature and quality of the crime or offence.

County courts  
may try per-  
sons for any  
offence, &c.

VIII. Provided always, That every person charged, apprehended or indicted, for any capital crime, or such as will subject such person, upon conviction, to an infamous punishment, shall have a right, upon appli-  
cation

Provided: